
Federal Communications Commission

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	File Nos. EB-07-SD-122
KUET License Company LLC)	EB-07-SD-123
Registrant of Antenna Structures)	EB-07-SD-124
ASR Nos. 1056500, 1056501, 1056502,)	EB-07-SD-125
1056503, 1056504 and 1056505)	EB-07-SD-126
)	EB-07-SD-127
Black Canyon City, Arizona)	
)	
)	NOV No. V20073294013

NOTICE OF VIOLATION

July 25, 2007

By the District Director, Western Region, Enforcement Bureau:

1. This is a Notice of Violation (“Notice”) issued pursuant to Section 1.89 of the Commission’s Rules¹ to KUET License Company LLC, owner of antenna structure numbers 1056500, 1056501, 1056502, 1056503, 1056504 and 1056505 located in Black Canyon City, Arizona.

2. On April 28, 2007, agents of the Commission’s San Diego Office inspected six antenna structures, antenna structure numbers 1056500, 1056501, 1056502, 1056503, 1056504 and 1056505, in Black Canyon City, Arizona., and observed the following violation:

47 C.F.R. § 17.57: “The owner [of a registered antenna structure] must also immediately notify the Commission using FCC Form 854 upon any change in structure height or change in ownership information.” The antenna structure registrations for antenna structure numbers 1056500, 1056501, 1056502, 1056503, 1056504 and 1056505 specify painting and lighting in accordance with FAA Circular Number 70/7460-1J, Chapters 3 and 5, because the these towers were to be constructed at a height of 108 meters (354 feet). At the time of the inspection, the agents observed that the height of each tower was less than 61 meters (200 feet), and did not adhere to the required painting or lighting specifications.

3. Pursuant to Section 403 of the Communications Act of 1934, as amended,² and Section 1.89 of the Commission's Rules, KUET License Company LLC, must submit a written statement concerning this matter within twenty (20) days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and

¹ 47 C.F.R. § 1.89.

² 47 U.S.C. § 403.

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preclude recurrence, and should include a time line for completion of pending corrective action(s). The response must be complete in itself and signed by a principal or officer of the tower owner. All replies and documentation sent in response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

Federal Communications Commission
San Diego Office
4542 Ruffner Street, Suite 370
San Diego, California 92111

4. This Notice shall be sent to KUET License Company LLC at its address of record.

5. The Privacy Act of 1974³ requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.⁴

FEDERAL COMMUNICATIONS COMMISSION

William R. Zears, Jr.
District Director
San Diego Office
Western Region
Enforcement Bureau

³ P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴ 18 U.S.C. § 1001 *et seq.*